

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

GROVER J. KELLEY, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BAXTER INTERNATIONAL INC., JOSEPH
E. ALMEIDA, JAMES K. SACCARO, and
JAMES W. BORZI,

Defendants.

Case No. 1:23-cv-04497

CLASS ACTION

Honorable Jeffrey I. Cummings


ORDER OF DISMISSAL

Having considered the Parties' Joint Motion, the Court hereby ORDERS as follows:

1. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the Parties jointly stipulate to the voluntary dismissal of the Action;
2. The Action shall be dismissed with prejudice as to Plaintiff as against all Defendants;
3. The Action shall be dismissed without prejudice as to all other putative class members;
4. Because the dismissal is with prejudice as to Plaintiff only, and not as to any members of the putative class, notice of this dismissal is not required; and
5. Each Party shall be responsible for his, her or its own costs or fees associated with the Action.

IT IS SO ORDERED.

DATED: December 4, 2023



HONORABLE JEFFREY I. CUMMINGS
UNITED STATES DISTRICT COURT JUDGE